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4 UNITED STATES DISTRICT COURT
5 DISTRICT OF NEVADA
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7 DWIQUITA LANETTE RUTLEDGE,

8 Plaintiff,

9 vs.

10 ERICA COTY GRISWALD, *et al.*,

11 Defendant.
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Case No. 2:15-cv-2175-APG-GWF

ORDER

13 This matter is before the Court on Plaintiff's Motion to Extend Time for Service of the
14 Amended Complaint (ECF No. 10), Motion for Service by the U.S. Marshal Regarding the
15 Amended Complaint (ECF No. 11), Motion for Hearing (ECF No. 12) and Motion for Appointment
16 of Counsel (ECF No. 13), filed on August 9, 2016.

17 On May 1, 2017, the District Court dismissed Plaintiff's amended complaint on the grounds
18 that the Court lacks jurisdiction over her claims. *See Order* (ECF No. 30). As such, Plaintiff's
19 Motion to Extend Time for Service (ECF No. 10), Motion for Service by the U.S. Marshal (ECF
20 No. 11) and Motion for Hearing (ECF No. 12) are moot and will therefore be denied.

21 The Court will also deny Plaintiff's Motion for Appointment of Counsel (ECF No. 13).
22 There is no constitutional right to the appointment of counsel in civil cases. *Ivey v. Bd. of Regents*
23 *of Univ. of Alaska*, 673 F.2d 266, 269 (9th Cir. 1982). A court may only designate counsel pursuant
24 to 28 U.S.C. § 1915(e)(1) in exceptional circumstances. *Agyeman v. Corrs. Corp. of Am.*, 390 F.3d
25 1101, 1103 (9th Cir. 2004), *cert. denied sub nom. Gerber v. Agyeman*, 545 U.S. 1128 (2005). In
26 determining whether counsel should be appointed, the Court has discretion to consider four relevant
27 factors: (1) the plaintiff's financial resources; (2) the efforts made by the plaintiff to secure counsel;
28 (3) the meritoriousness of the plaintiff's claim; and (4) the ability of the petitioner to articulate his

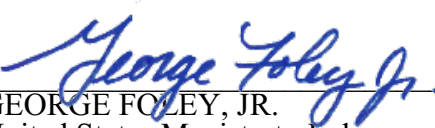
1 claims pro se in light of the complexity of the legal issues involved. *Ivey*, 673 F.2d at 269;
2 *Weygandt v. Look*, 718 F.2d 952, 954 (9th Cir. 1983). Plaintiff has not made the requisite showing
3 that she should be appointed counsel.

4 Accordingly,

5 **IT IS HEREBY ORDERED** that Plaintiff's Motion to Extend Time for Service of the
6 Amended Complaint (ECF No. 10), Motion for Service by the U.S. Marshal Regarding the
7 Amended Complaint (ECF No. 11) and Motion for Hearing (ECF No. 12) are **denied** as moot.

8 **IT IS FURTHER ORDERED** that Plaintiff's Motion for Appointment of Counsel (ECF
9 No. 13) is **denied** without prejudice.

10 DATED this 4th day of May, 2017.

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13 GEORGE FOLEY, JR.
14 United States Magistrate Judge
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